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Volkswagen Group of America, Inc.

15 **UNITED STATES DISTRICT COURT**

16 **NORTHERN DISTRICT OF CALIFORNIA**

17 DAVID FIOL, on behalf of himself and all others
similarly situated,

18 Plaintiff,

19 v.

20 VOLKSWAGEN GROUP OF AMERICA, INC., a
New Jersey Corporation,

21 Defendant.

Case No. 4:15-cv-4278-PJH

**STIPULATION TO EXTEND TIME
TO RESPOND TO THE
COMPLAINT**

Judge: Phyllis J. Hamilton

Complaint Filed: September 18, 2015

1 Plaintiffs and Defendant Volkswagen Group of America, Inc. ("VWGoA"), by and
2 through their respective counsel of record, hereby stipulate and agree as follows:

3 WHEREAS, Plaintiffs filed their putative class action Complaint in this Court on or
4 about September 18, 2015;

5 WHEREAS, Plaintiffs served VWGoA on September 28, 2015 (ECF No. 17), and absent
6 an extension, VWGoA's responsive pleading would be due on October 19, 2015;

7 WHEREAS, Plaintiffs have agreed to extend the time in which VWGoA can answer or
8 otherwise respond to the Complaint by an additional 60 days, through and including December
9 18, 2015;

10 WHEREAS, pursuant to Local Rule 6-1, parties may stipulate to extend the time within
11 which to answer or otherwise respond to the complaint without court order provided the change
12 will not alter the date of any event or any deadline already fixed by court order; and

13 WHEREAS, the requested extension will not alter the date for any event or deadline
14 already fixed by Court order.

15 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties,
16 through their respective counsel of record, that VWGoA shall have until and including December
17 18, 2015 to answer or otherwise respond to the Complaint.

18 Pursuant to General Order No. 45, I, John Nadolenco, attest that I obtained concurrence
19 in the filing of this document from the signatories.

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1 **IT IS SO STIPULATED.**

2 Dated: October 16, 2015

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9 By: s/ Matthew H. Marmolejo
10 Matthew H. Marmolejo
11 Attorneys for Defendant
12 Volkswagen Group of America, Inc.

13 Dated: October 16, 2015

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